

Patent

Remarks

In the Office Action mailed August 9, 2005, claims 21-49 are rejected under 35 USC §112, second paragraph, as failing to comply with the written description requirement. In particular, it is suggested that the limitation of "enabling access by said user to said plurality of picture files and said information which has been changed by way of a webpage for a user associated with a wireless service provider for said cellular telephone" is not described in the specification. Applicants respectfully submit that support for the language can be found at least on page 10, lines 20-34 and page 11, line 32 – page 12 line. Applicants have amended the claims to overcome the rejection, and respectfully submit that support for the amended language can also be found at least in the same sections of the specification.

Claims 21- 49 are rejected under 35 USC §103(a) as obvious in view of Shin et al. (U.S. Patent 6,674,439, hereinafter "Shin") and Michiyoshi (U.S. Patent 5,774,108). Claims 23 and 28 are rejected under 35 USC §103(a) as being obvious in view of Shin and further in view of Rudy et al. (U.S. Patent 6,360,252, hereinafter "Rudy").

Response to Rejections under 35 USC §103(A)

In response to the rejection of claims 21- 49 as being obvious in view of Shin and Michiyoshi, Applicants have amended each of the independent claims 21, 26, 31 and 41 to overcome the rejection. In particular, Applicants have amended each of the method claims 21, 26 and 31 to indicate that the plurality of picture files is "simultaneously" displayed. Applicants have further amended the claims to indicate that a user is enabled to access "remote from said cellular telephone, by way of a webpage for a user associated with a wireless service provider for said cellular telephone, to said plurality of picture files and said information which has been changed."

Applicants respectfully submit that neither reference discloses or suggests displaying a plurality of picture files on a display of a cellular telephone, and enabling a user to change information displayed with a picture file of the plurality of picture files by way of a user interface on the cellular telephone. The newly cited reference Michiyoshi is cited for disclosing, in col. 1, line 65 to col. 2, line 41, enabling changing image data displayed on a display screen. However,

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in addition to failing to disclose displaying a plurality of picture files as claimed, there is no teaching or suggestion that information displayed with a picture file is changed. That is, while Michiyoshi discloses moving images of a computer game in a horizontal or vertical direction on a screen, there is no teaching or suggestion that information displayed with an image may be changed by a user by way of a user interface on the display.

More importantly, neither reference discloses or suggests enabling access by the user, remote from a cellular telephone by way of a webpage for the user, to the plurality of picture files and the information which has been changed, as set forth in the amend claims. The primary reference Shin is related to a cellular telephone which enables displaying the picture file which might not fit the display of the cellular telephone. That is, the device of Shin enables changing the size of the downloaded picture file so that it can be displayed. It is suggested in the Office Action that servers accessible on the internet enable displaying selected pictures. However, Applicants have amended the claim to more clearly indicate that a user may access picture files and information (which has been changed by a user interface on the cellular telephone) remote from the cellular telephone by way of a web page for the user. That is, in contrast to enabling accessing picture files from a server by way of a cellular telephone as described in Shin, Applicants claim, after changing information displayed with a picture file using a user interface on the cellular telephone, "enabling access by said user, remote from said cellular telephone, by way of a webpage for a user associated with a wireless service provider for said cellular telephone, to said plurality of picture files and said information which has been changed." Accordingly, Applicants respectfully submit that the claims as amended clearly distinguish over the references, and respectfully request reconsideration of the claims in view of the amendments.

Applicants have similarly amended claim 41 to indicate that the cellular telephone comprises a user interface having "a display coupled to said control circuit and displaying said picture file with said plurality of picture files and a selection option associated with said picture file enabling a user to change information displayed with a picture file." Applicants have further amended claim 41 to recite "a webpage for a user associated with a wireless service provider for said cellular telephone, said webpage enabling access, remote from said cellular telephone, by said user to said picture file and said information which has been changed." Applicants

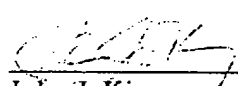
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respectfully submit that neither reference discloses displaying a plurality of picture files, or enabling accessing the plurality of picture files remote from the cellular telephone as claimed. Applicants respectfully request reconsideration of claim 41 in view of the amendments. Applicants further submit that dependent claims 42-43 and 45-49 are allowable for the same reasons that independent claim 41 is believed allowable.

Response to Rejections under 35 USC §103(a)

In response to the rejection of Claims 23 and 28 under 35 USC §103(a) as being obvious in view of Shin, Michiyoshi and Rudy, Applicants respectfully submit that the claims as amended distinguish over the combination of references for the reason that independent claims 21 and 26 are believed allowable. That is, Rudy fails to overcome the deficiencies of the primary reference Shin, and therefore any combination of the references would not lead to Applicants' claims. Accordingly, Applicants respectfully request reconsideration of claims 23 and 28 in view of the amendments to claims 21 and 26, respectively.

Applicants submit that the claims as amended are allowable over the cited art, and respectfully request reconsideration of the claims.

Respectfully submitted,



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